

**CERTIFICATE OF ELECTRONIC
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I hereby certify that this correspondence for Application No. 10/566,541 is being electronically transmitted to Technology Center 1615, via EFS-WEB, on August 7, 2006.

<u>/David H. Brinkman/</u>	<u>8/7/06</u>
David H. Brinkman, Reg. No. 40,532	Date

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Yuzo Asano et al.
Serial No.:	10/566,541
Filed:	January 27, 2006
Group Art Unit:	1615
Confirmation No.:	5921
Examiner:	Unknown
Title:	CHEWABLE CAPSULE AND PRODUCTION METHOD THEREOF
Our Ref.:	SHG-043P2-319 / OSP-19470

Cincinnati, Ohio 45202

August 7, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CORRECTED FILING RECEIPT

Errors were noted in the Filing Receipt (copy attached) issued in connection with the above-identified application.

Specifically, the Applicant(s) residence information on the Filing Receipt is incorrect. Please correct the Applicant(s) residence information to reflect what was filed on the Declaration, Power of Attorney, and Petition (copy attached) as follows:

Yuzo Asano, Yokohama-shi, Japan
Kyoichi Oshida, Yamato-shi, Japan
Takanori Kobayashi, Fujinomiya-shi, Japan

Secondly, the Power of Attorney has been erroneously recorded on the Filing Receipt. The Power of Attorney should be customer number "26875". A copy of the Declaration, Power of Attorney, and Petition filed with the above-referenced application is attached showing on Page 2, second paragraph, that "I hereby appoint the attorneys of Wood, Herron & Evans, L.L.P., 2700 Carew Tower, 441 Vine Street, Cincinnati, OH 45202-2917, under customer number 26,875, my attorneys, with full power of substitute and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith."

Lastly, the Title has been erroneously recorded. The title should be "Chewable Capsule and Production Method Thereof" as shown on the first page of the application (copy attached) as filed on January 27, 2006.

It is therefore respectfully requested that a new corrected Filing Receipt be issued to reflect (1) the correct Applicant(s) residence information for each inventor, (2) the correct Power of Attorney and (3) the correct Title.

It is believed that no fees are due in connection with this correction. However, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-3000.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

BY David H. Brinkman/

David H. Brinkman

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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/566,541	01/27/2006	1615	1260	SHG-043P2-319/OSP-19470	1	7	1

CONFIRMATION NO. 5921

Thomas W Flynn
Wood Herron & Evans
2700 Carew Tower
441 Vine Street
Cincinnati, OH 45202-2917

FILING RECEIPT



OC000000019708646

Date Mailed: 07/24/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Yuzo Asano, Kanagawa-ken, JAPAN; *YOKOHAMA-shi, Japan*
Kyoichi Oshida, Kanagawa-ken, JAPAN; *Yamato-shi, Japan*
Takanori Kobayashi, Shizuoka-ken, JAPAN; *Fujinomiya-shi, Japan*

Power of Attorney:

Thomas Flynn-21097 26875

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP04/11286 07/30/2004

Foreign Applications

JAPAN 2003-284072 07/31/2003

If Required, Foreign Filing License Granted: 07/20/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/566,541**

Projected Publication Date: 10/26/2006

Non-Publication Request: No

Early Publication Request: No

Title

Chewable **Production Method Thereof**
~~Masticatable capsule and process for producing the same~~

Preliminary Class

424

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER

Title 35, United States Code, Section 184

Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

Express Mail No. EV791973630US

Attorney Docket No. SHG-043P2

DECLARATION, POWER OF ATTORNEY, AND PETITION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

CHEWABLE CAPSULE AND PRODUCTION METHOD THEREOF

the specification of which (check one below):

- ☒ is attached hereto.
- ☐ was filed on _____ as Application Serial No. _____ or Express Mail No. _____, and was amended on _____ (if applicable).
- ☒ was filed on 30/July/2004 as PCT International Application No. PCT/JP2004/011286, and as amended under PCT Article 19 on _____ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations ' 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, ' 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed?

<u>2003-284072</u> (Number)	<u>Japan</u> (Country)	<u>31/07/2003</u> Day/Month/Year Filed	(X) Yes () No
<u> </u> (Number)	<u> </u> (Country)	<u> </u> Day/Month/Year Filed	() Yes () No
<u> </u> (Number)	<u> </u> (Country)	<u> </u> Day/Month/Year Filed	() Yes () No

I hereby claim the benefit under Title 35, United States Code, '120 and/or '119(e) of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, '112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations '1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application.

<u> </u> (Serial No.)	<u> </u> (Filing Date)	<u> </u> (Status: Patented, Pending, or Abandoned)
<u> </u> (Serial No.)	<u> </u> (Filing Date)	<u> </u> (Status: Patented, Pending, or Abandoned)
<u> </u> (Serial No.)	<u> </u> (Filing Date)	<u> </u> (Status: Patented, Pending, or Abandoned)

I hereby appoint the attorneys of Wood, Herron & Evans, L.L.P., 2700 Carew Tower, 441 Vine Street, Cincinnati, OH 45202-2917, under customer number 26,875, my attorneys, with full power of substitute and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Address all correspondence and telephone calls to:

Thomas W. Flynn
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2700 Carew Tower
441 Vine Street
Cincinnati, OH 45202

Customer Number 26,875
Telephone (513) 241-2324

Wherefore I pray that Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of Inventor Yuzo ASANO

Inventor's Signature Yuzo Asano Date Jan. 24, 2006

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Full name of Inventor Takanori KOBAYASHI

Inventor's Signature Takanori Kobayashi Date Jan. 24, 2006

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Japan

DESCRIPTION

CHEWABLE CAPSULE AND PRODUCTION METHOD THEREOF

TECHNICAL FIELD

5 The present invention relates to a capsule which is suitable for chewing to eat, known as a chewable soft capsule and a production method thereof.

 Priority is claimed on Japanese Patent Application No. 2003-284072, filed July 31, 2003, the content of which is incorporated herein by reference.

BACKGROUND ART

10 As conventional technology with respect to soft capsules which contain gelatin as a component of an encapsulating shell, or production methods thereof, for example, the following patent documents 1 to 5 are known.

 Patent document 1: Japanese Unexamined Patent Application, First Publication No.2001-89362

15 Patent document 2: Japanese Unexamined Patent Application, First Publication No.H10-273436

 Patent document 3: Japanese Unexamined Patent Application, First Publication No.2001-161306

 Patent document 4: Japanese Unexamined Patent Application, First Publication
20 No.2000-136127

 Patent document 5: Japanese Unexamined Patent Application, First Publication No.H11-266804